

DECLARATION FOR UTILITY PATENT APPLICATION

Attorney Docket No.: 053.0002

First Named Inventor: Bob CUSACK, et al.

Title of the Application: **SYSTEM AND METHOD FOR FACILITATING REAL-TIME, WEB-BASED POINT OF SALE (POS) TRANSACTIONS AND OPERATIONS**

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention which is entitled:

SYSTEM AND METHOD FOR FACILITATING REAL-TIME, WEB-BASED POINT OF SALE (POS) TRANSACTIONS AND OPERATIONS, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of the Federal Regulations, section 1.56.

As a named inventor, I hereby appoint the following registered practitioner to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Erik B. Cherdak, Reg. No. 39,936

Please direct all correspondence to:

**Erik B. Cherdak & Associates, LLC.
11300 Rockville Pike, Suite 906
Rockville, Maryland 20852
(301) 984-4700
Fax (301) 984-7696**


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

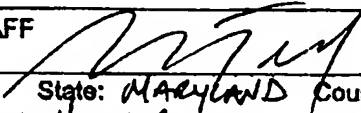
Name of Inventor: Bob CUSACK			
Inventor's Signature: <i>Bob Cusack</i>		Date: <i>3/7/2000</i>	
Residence City: <i>German town</i>	State: <i>MD</i>	Country: <i>USA</i>	Citizenship: <i>US</i>
Post Office Address: <i>13534 Sanderling Place</i>			

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Is an ADDITIONAL INVENTOR'S FORM attached? Y X N

The following additional inventor(s) have read and reviewed the DECLARATION FOR UTILITY PATENT APPLICATION form to which this ADDITIONAL INVENTOR'S FORM is attached as indicated by their signature(s) below.

Name of Additional Inventor: Lee M. HINDIN			
Inventor's Signature: 		Date: _____	
Residence City: <u>POTOMAC</u>	State: <u>MD</u>	Country: USA	Citizenship: USA
Post Office Address: <u>12620 TRIBONAL LANE</u>			

Name of Additional Inventor: Brian TAFF			
Inventor's Signature: 		Date: <u>3/7/00</u>	
Residence City: <u>POTOMAC</u>	State: <u>MARYLAND</u>	Country: USA	Citizenship: USA
Post Office Address: <u>12713 HUNTING HORN COURT</u>			

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Is an ADDITIONAL INVENTOR'S FORM attached? Y___ N_X_

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR § 1.9(f) & § 1.27(c))
SMALL BUSINESS CONCERN**

Atty. Docket: 053.0002

Applicants: Bob Cusack and Lee M. Hinden

Application No.: Not Yet Defined

Filed: On Even Date Herewith

Title: **SYSTEM AND METHOD FOR FACILITATING REAL-TIME, WEB-BASED POINT OF SALE (POS) TRANSACTIONS AND OPERATIONS**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN: P.O.S., LLC.

ADDRESS OF SMALL BUSINESS CONCERN: 15958-B Shady Grove Road, Gaithersburg, MD 20877

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR § 121.2, and reproduced in 37 CFR § 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract have been conveyed to and remain with the small business concern identified above with regard to the invention described in the application identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR § 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR § 1.9(d), or a nonprofit organization under 37 CFR § 1.9(e). Each person, concern, or organization having any rights in the invention is listed below:

No such person, concern, or organization exists.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement of small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR § 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: BRIAN TAFF

TITLE OF PERSON SIGNING: General Counsel

ADDRESS OF PERSON SIGNING: 15958-B Shady Grove Road, Gaithersburg, MD 20877

Signature: 

Date: 3/6/00

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